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E-File: September 3, 2009

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12 Attorneys for Debtors and
 13 Debtors in Possession

14 **UNITED STATES BANKRUPTCY COURT**

15 **DISTRICT OF NEVADA**

16 In re:

Case No.: BK-S-09-14814-LBR
 (Jointly Administered)

17 THE RHODES COMPANIES, LLC, aka
 18 "Rhodes Homes, et al.¹

Chapter 11

19 Debtors.

20

21 ¹ The Debtors in these cases, along with their case numbers are: Heritage Land Company, LLC (Case No. 09-14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apache Framing, LLC (Case No. 09-14818); Geronimo Plumbing LLC (Case No. 09-14820); Gung-Ho Concrete LLC (Case No. 09-14822); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited Partnership (Case No. 09-14828); Six Feathers Holdings, LLC (Case No. 09-14833); Elkhorn Investments, Inc. (Case No. 09-14837); Jarupa, LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No. 09-14841); C & J Holdings, Inc. (Case No. 09-14843); Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design and Development Corporation (Case No. 09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14850); Tuscany Acquisitions II, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No. 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP (Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14882); Tuscany Golf Country Club, LLC (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887).

1 Affects:

2 All Debtors

3 Affects the following Debtor(s)

Rhodes Design and Development Corp 09-
14846

5 **NOTICE OF ENTRY OF ORDER**

6 **TO: ALL INTERESTED PARTIES:**

7 YOU ARE HEREBY NOTICED that an **ORDER SUSTAINING DEBTOR'S**
8 **OBJECTION TO MARK JERUE'S CLAIM PURSUANT TO SECTION 502(b) OF THE**
9 **BANKRUPTCY CODE, BANKRUPTCY RULES 3003 AND 3007 [NON-DEBTOR**
10 **CLAIM] [DOCKET 459]** was entered on September 3, 2009. A copy of the Order is attached
11 hereto.

12 **DATED** this 3rd day of September, 2009.

13 **LARSON & STEPHENS**

14 /s/ Zachariah Larson, Esq.

15 Zachariah Larson, Bar No. 7787

16 Kyle O. Stephens, Bar No. 7928

17 810 S. Casino Center Blvd., Suite 104

18 Las Vegas, NV 89101

19 Attorneys for Debtor



Entered on Docket
September 03, 2009

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Attorneys for Debtors and Debtors in Possession

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA
SOUTHERN DIVISION

In re:

THE RHODES COMPANIES, LLC, aka
"Rhodes Homes," et al.¹

Debtors.

Affects:

All Debtors
 Affects the following Debtor(s)

RHODES DESIGN AND DEVELOPMENT
CORP.

Case No.: 09-14814-LBR
(Jointly Administered)

Chapter 11

Hearing
Date: August 28, 2009
Time: 1:30 p.m.
Courtroom: 1

¹ The Debtors in these cases, along with their case numbers are: Heritage Land Company, LLC (Case No. 09-14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apache Framing, LLC (Case No. 09-14818);

**ORDER SUSTAINING DEBTOR'S OBJECTION TO MARK JERUE'S CLAIM
PURSUANT TO SECTION 502(b) OF THE BANKRUPTCY CODE,
BANKRUPTCY RULES 3003 AND 3007 [NON-DEBTOR CLAIM] [RE DOCKET NO. 355]**

Upon consideration of *Debtor's Objection to Mark Jerue's Claim Pursuant to Section 502(b) of the Bankruptcy Code, Bankruptcy Rules 3003 and 3007/Non-Debtor Claim* (the "Objection"), filed by The Rhodes Companies, LLC ("Rhodes") and its affiliated debtors (collectively, the "Debtors"), requesting that the Court enter an order disallowing and expunging in full the Disputed Claim; and the Court having jurisdiction to consider the Objection and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having reviewed the Objection; the Court hereby finds and determines that, pursuant to Rule 3007 of the Federal Rules of Bankruptcy Procedure, due and proper notice has been provided to the holder of the claim attached as Exhibit "A" to the Objection and all other parties entitled to notice; and no other or further notice is necessary; and the relief requested in the Objection is in the best interests of the Debtors, their estates and creditors; and that the legal and factual bases set forth in the Objection establishes just cause for the relief requested therein; therefore IT IS HEREBY ORDERED THAT:

1. Claim No. 42 of Mark Jerue filed in the amount of \$1,000,000 against Rhodes Design and Development Corporation is hereby disallowed; and

2. This Court shall retain jurisdiction to hear and determine all matters arising from the implementation of this Order

Geromino Plumbing LLC (Case No. 09-14820); Gang-Ho Concrete LLC (Case No. 09-14812); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited Partnership (Case No. 09-14828); Six Feathers Holdings, LLC (Case No. 09-14833); Elkhorn Investments, Inc. (Case No. 09-14837); Jarupa, LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No. 09-14841); C & J Holdings, Inc. (Case No. 09-14843); Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design and Development Corporation (Case No. 09-14846); Parcel 20 LLC (Case No. 09-14848); Tuscany Acquisitions IV LLC (Case No. 09-14849); Tuscany Acquisitions III LLC (Case No. 09-14850); Tuscany Acquisitions II, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No. 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP (Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, LLC (Case No. 09-14882); Tuscany Golf Country Club, LLC (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887).

³ Capitalized terms used but not defined herein shall have the meanings ascribed to them in the First Omnibus Objection.

1 **LR 9021 Certification**
2

3 In accordance with LR 9021, counsel submitting this document certifies as follows (check one):
4

5 The court has waived the requirement of approval under LR 9021.
6

7 No parties appeared or filed written objections, and there is no trustee appointed in the case.
8

9 I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any
10 unrepresented parties who appeared at the hearing, and any trustee appointed in this case, and each
11 has approved or disapproved the order, or failed to respond, as indicated below.
12

13 Submitted by:
14

15 DATED this 1st day of September 2009.
16

17 By: /s/ Zachariah Larson
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